



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

AUG 24 2010

CERTIFIED MAIL --
RETURN RECEIPT REQUESTED

Mrs. Mary Lou Capichioni
Director, Remedial Services
Environmental, Health & Regulatory Services
The Sherwin-Williams Company
101 Prospect Avenue, N.W.
Cleveland, Ohio 44115-1075

Re: Administrative Order on Consent for Remedial Investigation/Feasibility Study
Index No. II CERCLA-02-99-2035
Section XX - Reimbursement
Sherwin-Williams (Sherwin-Williams/Hilliards Creek) Site

Dear Ms. Capichioni:

Enclosed is a Bill for Collection No. 2721026S040 ("Bill") in the amount of \$421,925.52 for costs paid by the U.S. Environmental Protection Agency ("EPA") in connection with the Sherwin-Williams (Sherwin-Williams/Hilliards Creek) site (the "Site") between June 1, 2009 and May 31, 2010. This Bill is being transmitted pursuant to the reimbursement provisions set forth in Section XX of the September 30, 1999 Administrative Order on Consent (AOC) for Remedial Investigation/Feasibility Study (RI/FS) activities between the United States and the Sherwin-Williams Company for the Site entered under the authority of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), as amended, 42 U.S.C. 9601 *et seq.*

Also enclosed is a narrative statement concerning the costs contained in the Bill and a SCORPIOS Report - the latter being a breakdown by category of Site-related costs paid by EPA.

Pursuant to Section XX of the AOC, you are responsible for remitting payment of the Bill within thirty (30) days from the date of your receipt of this Bill. Although the terms of the AOC indicate that payment is to be made by a certified check, EPA requests that the amount due be sent to EPA's account at Federal Reserve Bank of New York via electronic funds transfer ("EFT"). To effect this payment via EFT, please instruct your bank to remit payment to EPA by providing the following information to your bank:

259719



Internet Address (URL) • <http://www.epa.gov>

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- i. EFT to be directed to: **Federal Reserve Bank of New York**
- ii. Routing Number for Federal Reserve Bank of New York: **021030004**
- iii. Federal Reserve Bank of New York account number receiving payment: **68010727**
- iv. SWIFT address: **FRNYUS33**
- v. Address: **Federal Reserve Bank of New York**
33 Liberty Street
New York, NY 10045
- vi. Field Tag 4200 of the Fedwire message to read:
D 68010727 Environmental Protection Agency
- vii. Case Number: **II-CERCLA-02-99-2035**
- viii. Amount of payment: **\$421,925.52**
- ix. Name of Remitter: **The Sherwin-Williams Company**
- x. Site/Spill identifier: **02 - QN**

To ensure that your payment is properly recorded, you should send a letter or E-mail, within one week of the EFT, which references the date of the EFT, the payment amount, the name of the Site, the index number, and your name and address, to:

Mr. Ray Klimcsak
Remedial Project Manager
New Jersey Projects/State Coordination Team
New Jersey Remediation Branch
U.S. Environmental Protection Agency - Region 2
290 Broadway, 19th Floor
New York, NY 10007
E-mail: klimcsak.raymond@epa.gov

as well as:

Mr. Carl Howard, Esq.
Office of Regional Counsel
U.S. Environmental Protection Agency - Region 2
290 Broadway, 16th Floor
New York, NY 10007
E-mail: howard.carl@epa.gov

and:

Richard Rice
U.S. EPA
26 W. Martin Luther King Drive
Attention: FINANCE
MS: NWD
Cincinnati, Ohio 45268

E-mail (to both): rice.richard@epa.gov and AcctsReceivable.CINWD@epa.gov

The United States reserves its right to recover any oversight costs incurred during that time period covered by this accounting but not included in this Bill, and all other future response costs pursuant to the AOC.

EPA reaffirms its commitment to conduct appropriate and cost-effective oversight of work performed by consenting parties while ensuring protective cleanups. To this end, EPA would once again like to offer to discuss with you its plans for the oversight of ongoing work at the Site, and to provide you with the opportunity to suggest ways to effectively streamline the work and its oversight.

Please contact Mr. Klimcsak at (212) 637-3916 within two weeks of receipt of this letter if you are interested in having a conversation with us regarding future oversight, or if you have any questions regarding this Bill. Questions from your legal representative should be directed to Mr. Howard at (212) 637-3216. Thank you for your prompt attention to this matter.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Carole Petersen".

Carole Petersen, Chief
New Jersey Remediation Branch

Enclosures

**Summary of Costs Paid by EPA from June 1, 2009 through May 31, 2010
in Connection with Remedial Investigation Activities under AOC**

**Sherwin-Williams (Sherwin-Williams/Hilliards Creek) Superfund Site
Gibbsboro, Camden County, New Jersey**

The costs outlined in this summary include EPA oversight costs that have been paid from June 1, 2009 through May 31, 2010.

Regional Payroll

This consists of direct EPA personnel charges for time spent by EPA employees overseeing implementation of the requirements of the RI/FS Order, activities performed by the EPA as part of the RI/FS, community relations, discussions regarding disputes that have arisen as a result of the RI/FS Order, providing direction and management of the RAC's contractor, and reviewing and commenting on deliverables related to the RI/FS. See the Payroll section of the enclosed SCORPIOS Report.

Total Payroll Costs: \$67,995.24

Headquarters Payroll

This consists of direct EPA Headquarters personnel (Environmental Response Team – ERT) charges for time spent by ERT employees overseeing the sub-slab and indoor-air sampling at the commercial buildings (owned by Brandywine Realty), currently within the “footprint” of the former manufacturing plant (FMP) at the Site.

Total Headquarters Payroll Costs: \$1,985.06

Regional Travel

Travel expenses included direct expenditures related to site-specific travel charges, including costs of travel to the Site and to Site-related meetings.

Total Travel Costs: \$1,656.14

Environmental Services Assistance Teams (ESAT)

The ESAT contract provides laboratory analytical and data validation services in support of EPA's remedial response and enforcement oversight at Superfund sites. The Alion Science and Technology Corporation contract costs relate to the analysis and data validation of the split samples collected during the RI sampling activities.

Total ESAT Costs:

\$11,519.10

Interagency Agreement (IAG)

IAGs are agreements EPA executes with other federal agencies to perform various activities in support of EPA-related work. This covers payments to the U.S. Army Corps of Engineers to support EPA with ground-water/hydro-geologic related issues with the Site.

Total IAG Costs:

\$9,795.94

Other Expenditures (OTH)

The GRB Environmental Services, Inc. contract costs are related to general record center operation and maintenance of RI/FS files, including such items as, but may not be limited to, annual quality assurance reviews and assisting file reviewers.

GRB Total Costs:

\$2,470.69

Response Action Contract (RAC) – (Foster Wheeler/TetraTech)

RAC contracts provide professional architect/engineering, technical, and management services in support of EPA's remedial response and enforcement oversight at Superfund sites. Contract services may include performance of site management; enforcement support, including oversight of a RI/FS and negotiation support; and other technical assistance, including community relations, sampling and analysis support, risk assessment support, report writing or reviewing, and assisting EPA in overseeing PRP activities. The Foster Wheeler Environmental Corporation contract costs relate to preparation and implementation of RI/FS oversight activities.

Total RACs Costs:

\$13,891.49

Response Action Contract (RAC - 2) – (Henningson Durham & Richardson – HDR)

RAC contracts provide professional architect/engineering, technical, and management services in support of EPA's remedial response and enforcement oversight at Superfund sites. Contract services may include performance of site management; enforcement support, including oversight of a RI/FS and negotiation support; and other technical assistance, including community relations, sampling and analysis support, risk assessment support, report writing or reviewing, and assisting EPA in overseeing PRP activities. HDR was awarded the EPA RAC contract after the contract with Foster Wheeler/TetraTech had expired. Corporation contract costs relate to preparation and implementation of RI/FS oversight activities.

Total RACs - 2 Costs:

\$123,238.13

Response, Engineering, and Analytical Contract (REA)

REA contracts provide professional engineering, technical (indoor-air and sub-slab sampling), and management services in support of ERT's (Headquarters) emergency response, technical assistance to the EPA Regions, and enforcement activities at Superfund sites. Lockheed Martin Technology is the REA contractor to ERT.

Total REAs Costs:

\$27,839.84

Contract Laboratory Program (CLP)

The Superfund Analytical Services/CLP contract costs are related to the laboratory analytical services provided by fixed-price contracts between EPA and commercial environmental testing laboratories. The CLP costs relate to the analysis of environmental split-samples collected during the RI sampling activities.

Total CLP Costs:

\$52,748.92

EPA Indirect Costs

Indirect costs are disbursements from the Superfund for the operation and management of the Superfund Program which are not direct costs (i.e., disbursements recorded in individual Superfund site accounts in EPA's financial management system). Indirect costs are allocated to particular Superfund sites by means of a methodology established by EPA-Headquarters. The enclosed SCORPIOS Report includes calculations of EPA's indirect costs.

Total EPA Indirect Costs:

\$108,784.97

Total EPA Oversight Costs between June 1, 2009 through May 31, 2010: \$421,925.52



United States
ENVIRONMENTAL PROTECTION AGENCY
Washington, DC 20460

BILL FOR COLLECTION		BILL NO. 2721026S040
BUREAU/OFFICE FOR REMITTANCE PAYABLE USEPA - REGION II SUPERFUND PAYMENTS - CINCINNATI FINANCE CENTER		DATE AUG 24 2010
ADDRESS FOR MAILING PAYMENT P.O. BOX 979076, ST. LOUIS, MO 63197-9000		AMOUNT OF PAYMENT

PAYER

Ms. Mary Lou Capichioni
Director, Remedial Services
Environmental, Health & Regulatory Services
The Sherwin-Williams Company
101 Prospect Avenue, N.W.
Cleveland, Ohio 44115-1075

Re: Administrative Order on Consent for RI/FS
Index No. II CERCLA-02-99-2035, Section XX - Reimbursement
Sherwin-Williams (Sherwin-Williams/Hilliards Creek) Site

DATE	DESCRIPTION	QUANTITY	UNIT PRICE		
			COST	PER	
	Monies due the Hazardous Substance Trust Fund (Treasury) for cleanup of hazardous waste spills on sites. Site ID# 02-QN Payment due within 30 days of the receipt of this bill. If payment is not received by this date, a daily interest charge of .0061% (2.24% per annum) will be assessed from the first day after the payment is overdue through the date of payment.				\$ 421,925. 52

IMPORTANT: A receipt will be issued for all cash remittances and for all other remittances when required by applicable procedures.
Failure to receive a receipt for cash payment should be promptly reported to the bureau or office shown above.

AMOUNT DUE \$ 421,925. 52

002470-83
Hyatt

8/4/10

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Itemized Cost Summary

SHERWIN-WILLIAMS, NJ, GIBBSBORO, NJ SITE ID = 02 QN

Costs are from 06/01/2009 through 05/31/2010 (FY09 PP17-FY10 PP16)

REGIONAL PAYROLL COSTS	\$67,995.24
HEADQUARTERS PAYROLL COSTS	\$1,985.06
REGIONAL TRAVEL COSTS	\$1,656.14
ENVIRONMENTAL SERVICES ASSISTANCE TEAMS (ESAT)	
ALION SCIENCE AND TECHNOLOGY CORPORATION (EPW07083)	\$11,519.10
INTERAGENCY AGREEMENT (IAG)	
ARMY CORPS OF ENGINEERS (DW96942025)	\$9,795.94
OTHER EXPENDITURES (OTH)	
GRB ENVIRONMENTAL SERVICES, INC. (EPR20601)	\$2,470.69
RESPONSE ACTION CONTRACT (RAC)	
FOSTER WHEELER ENVIRONMENTAL CORPORATION (68-W9-8214)	\$13,891.49
RESPONSE ACTION CONTRACT - 2	
HENNINGSON, DURHAM & RICHARDSON (EPW09009)	\$123,238.13
RESPONSE, ENGINEERING, & ANALYTICAL CONTRACT (REA)	
LOCKHEED MARTIN TECHNOLOGY SERVICES (EPC04032)	\$27,839.84
CONTRACT LAB PROGRAM (CLP) COSTS	
FINANCIAL COST SUMMARY	\$52,748.92
EPA INDIRECT COSTS	\$108,784.97
Total Site Costs:	<u><u>\$421,925.52</u></u>

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Regional Payroll Costs

SHERWIN-WILLIAMS, NJ, GIBBSBORO, NJ SITE ID = 02 QN

Costs are from 06/01/2009 through 05/31/2010 (FY09 PP17-FY10 PP16)

<u>Employee Name</u>	<u>Fiscal Year</u>	<u>Pay Period</u>	<u>Payroll Hours</u>	<u>Payroll Costs</u>
ARNONE, RUSSELL	2010	07	2.00	121.00
		09	3.00	185.63
		10	2.00	123.00
		11	4.00	243.84
		13	6.00	369.81
		15	2.00	123.76
			<u>19.00</u>	<u>\$1,167.04</u>
BENROUBI, ALBERT J.	2009	22	2.00	108.66
		24	1.00	54.81
			<u>3.00</u>	<u>\$163.47</u>
BRANDON-BAZILE, KIM	2010	05	0.25	17.14
		07	0.25	17.14
		08	0.25	17.56
		09	0.50	35.10
		10	0.25	17.56
		11	0.25	17.56
		12	0.50	35.09
		13	0.25	17.56
		14	0.25	17.56
		15	0.25	17.56
			<u>3.00</u>	<u>\$209.83</u>
CANTILLI, JOHN F.	2009	20	1.50	88.50
		26	1.00	59.00
		27	2.00	117.67
			<u>4.50</u>	<u>\$265.17</u>
ESCOBAR, ELBA N.	2009	20	14.50	594.34
		21	5.00	204.95
		22	1.25	51.24
		24	3.00	126.40
			<u>23.75</u>	<u>\$976.93</u>
FERANDA, JENNIFER E.	2010	03	5.00	344.86